IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Philip J. Scarpace and Gang Li

Application No.: 10/822,613

Group Art Unit: 1648

888888

Filed: April 12, 2004

Examiner: M. Franco G. Salvoza

For: rAAV Vector-Based Pro-Opiomelanocortin §

Compositions and Methods of Use

Attorney Docket No.: 36689.26

Confirmation Number: 5010

NOTIFICATION OF FILING OF CONTINUATION APPLICATION

Mail Stop: AF

Commissioner For Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully submit this notification of the filing of a: [X] continuation; a [] continuation-in-part; [] divisional application concurrently for the referenced application herewith on July 17, 2008.

Applicants submit herewith a Petition for a Five Month Extension of Time. Applicants request that the continuation application be considered timely filed with the submission of this Petition and payment of the required fee.

The Commissioner is hereby authorized to charge payment of any further fees associated with any of the papers submitted herewith or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

Make Wise

Mark D. Moore, Ph.D.

Reg. No. 42,903

Dated: July 17, 2008

HAYNES AND BOONE, LLP

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D-1033406_1.DOC

on July 17, 2008.

Margaret A. Pruitt

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office via EFS-Web